

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – TWENTY-SEVENTH MEETING

THURSDAY, JANUARY 21, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Seventeenth Proclamation issued by Governor David Ige on December 16, 2020, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Caldwell's Emergency Order No. 2020-31, effective December 23, 2020 (Emergency Order). In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://zoom.us/j/93533887572>; by dialing 1-408-638-0968, entering the meeting ID#: 935 3388 7572#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

All Commissioners will be participating in the meeting by interactive conference technology from remote locations.

To provide the public with the best opportunity to observe the meeting, it is required to "mute" your device's microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, an equipment and internet access station will be available for use in Suite 111. While in Suite 111, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

APPROVAL OF MINUTES:

The regular minutes of the 18th (10/29/20) meeting, the regular and executive session minutes of the 20th (11/12/20) and 23rd (12/10/20) meetings, and the executive session minutes of the 21st (11/19/20) meeting, as previously circulated, to be approved by the Commission.

PUBLIC HEARING:

1. Appl. No. 20-21461 from Masao Properties Incorporated, dba Beer Lab HI, 4210 Waialae Avenue

For a Small Craft Producer Pub license (Category No. 2 - Live entertainment or Recorded Music and Dancing) (Prelim. Hrg. 10/29/20)

(Continued from 1/7/21; public hearing kept open)

[History: 12/17/20, 1/7/21]

PRELIMINARY HEARINGS:

2. Appl. No. 20-21708 from H2O USA Inc., dba Hana-Wa-Saku Udon, 1200 Ala Moana Boulevard, #657

For a Restaurant General license (Category No. 1 – Standard Bar)

(Continued from December 10, 2020)

[History: 10/1/20, 12/10/20]
3. Appl. No. 21-22231 from Taqueria El Ranchero Kapolei, LLC, dba Taqueria El Ranchero Kapolei, LLC, 91-5431 Kapolei Parkway, Suite 501, Kapolei

For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

(Continued from January 7, 2021)

LICENSE APPLICATION:

Temporary License Application:

4. Appl. No. 21-22702 from KUY Restaurants Limited Liability Company, dba MW Restaurant

For a [Stand-Alone] Temporary Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) at 888 Kapiolani Boulevard, Space 201, the former site of Viaggio (R1292)

REQUEST:

5. Request No. 21-22310 from Aloha Beer Company, LP, dba Aloha Beer Company, Brew Pub General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 700 Queen Street (B0011)

Requesting approval to permanently increase its licensed premises and to make alterations

(Continued from January 7, 2021)

OTHER BUSINESS:

6. Request No. 21-22752 from Keith M. Kiuchi, Esq., on behalf of Xtreme Mini Mart Partners, LLC

Requesting waiver of Rule 3-82-32.1(a) requiring a temporary license application be filed within five working days of the surrender of the previous license or the closing of the business

(Premises at 465 Kapahulu Avenue, Suite 107; former site of Kapahulu Stop & Shop)

ADJUDICATION HEARINGS:

7. Hibiscus Club
(LCV 20-0222)
(E1538)
- (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-26 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about September 19, 2020)
- (2) Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about September 19, 2020)
- (Continued from December 17, 2020)
8. Café Gangnam Karaoke
(LCV 20-0142)
(R0908)
- (1) Licensee allowed the obstruction, hampering, or interfering with investigations or Commission operations in any way (Violation of Rule 3-84-79.1) (Date of violation: On or about July 18, 2020)
- (2) Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about July 18, 2020)

ADJUDICATION HEARINGS: (CONT.)

Café Gangnam Karaoke
(LCV 20-0142)
(R0908)
(Cont.)

- (3) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-19 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about July 18, 2020)

(Continued from December 3, 2020)

9. Club Hot Ash
(LCV 20-0227)
(E1521)

- (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about September 29, 2020)
- (2) Licensee failed to make time record entries at the time its employee reported on duty and again when the employee went off duty (Violation of Rule 3-82-38.4(b)) (Date of violation: On or about September 29, 2020)

(Continued from December 17, 2020)

ADJUDICATION HEARINGS: (CONT.)

10. Club Hot Ash
(LCV 20-0248)
(E1521)

(1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about October 11, 2020)

(2) Licensee allowed the obstruction, hampering, or interfering with investigations or Commission operations in any way (Violation of Rule 3-84-79.1) (Date of violation: On or about October 17, 2020)

(Continued from December 17, 2020)

11. The Four4
(LCV 20-0237)
(R1232)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about October 8, 2020)

ADJUDICATION HEARINGS: (CONT.)

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| 12. The Four4
(LCV 20-0296)
(R1232) | Licensee failed to meet the requirement that at least thirty (30) per cent of its gross revenue come from the sale of foods (Violation of Rule 3-82-38.22(b)) (Date of Violation: On or during the period ending June 30, 2020) |
| 13. Sky Lounge
(LCV 20-0080)
(E0671) | <p>(1) Licensee failed to maintain complete and accurate records in order to properly complete and submit the gross liquor sales report (Violation of Rule 3-81-17.56) (Date of violation: On or during the fiscal year ending June 30, 2019)</p> <p>(2) Licensee purchased or acquired liquor from any person other than a licensed wholesaler for purposes of resale (Violation of Section 281-31(t)) (Date of violation: On or about February 20, 2020)</p> |
| 14. Sky Lounge
(LCV 20-0238)
(E0671) | <p>(1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about October 9, 2020)</p> |

ADJUDICATION HEARINGS: (CONT.)

Sky Lounge
(LCV 20-0238)
(E0671)
(Cont.)

- (2) Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about October 9, 2020)
- (3) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employee when that employee was on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about October 9, 2020)

OTHER BUSINESS: (CONT.)

15. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.